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PATENT  
ATTY. DOCKET NO.: 100858.00106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Arthur L. VELLUTATO

Group Art Unit: 1744

Serial No.: 09/994,671

Examiner: L. McKane

Filed: November 28, 2001

For: METHOD OF STERILIZATION

# 10  
3/28/03  
A.P.

**RESPONSE**

Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the outstanding Office Action dated January 16, 2003 (Paper No. 9), please enter the following comments in the above-identified patent application.

**REMARKS**

The Office Action dated January 16, 2003 has been carefully considered. Reconsideration is respectfully requested based on the following remarks and the enclosed Terminal Disclaimer.

The Examiner rejects claims 29-32 under the judicially created doctrine of obviousness-type double patenting over claims 8 and 11 of U.S. Patent No. 6,333,006. In addition, the Examiner rejects claim 33 under the judicially created doctrine of obviousness-type double patenting over claim 6 of U.S. Patent No. 6,123,900. Specifically, the Examiner indicates that claims 29-32 are "encompassed by the broader claim 8 of the '006 patent, and that the steps of